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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 STEVEN SWARTWOOD; JOANNA
11 SWARTWOOD; R.S., a minor and D.S.,
a minor, by and through their Guardian Ad
Litem; Judy Swartwood,

12 Plaintiffs,

13
14 v.

15 COUNTY OF SAN DIEGO; SAN DIEGO
16 HEALTH AND HUMAN SERVICES
17 AGENCY; POLINSKY CHILDRENS
18 CENTER; MAYA BRYSON; WENDY
CURIEL; KELLY ROLLINS; SUSAN
SOLIS; AND DOES 1 TO 50, Inclusive,

19 Defendants.
20

No. 12cv1665-W(BGS)

**JOINT MOTION TO ENTER FINAL
JUDGMENT AS TO *MONELL* CLAIM
ON COUNTY'S POLICIES ON
MEDICAL EXAMINATIONS OF
CHILDREN AND TO DISMISS
REMAINDER OF ACTION**

Pretrial conference date: March 2, 2015
Trial Date: None Set

21 Plaintiffs STEVEN SWARTWOOD, JOANNA SWARTWOOD, and minors R.S.
22 and D.S., by and through their Guardian Ad Litem Judy Swartwood, by and through their
23 attorney of record, Paul W. Leehey; and Defendants COUNTY OF SAN DIEGO, MAYA
24 BRYSON, WENDY CURIEL, KELLY ROLLINS, and SUSAN SOLIS, by and through
25 their attorney of record, David L. Brodie ("Parties") have reached a settlement in the
26 action, in which they jointly move that the Court enter Final Judgment in this matter as
27 detailed below and dismiss the remainder of the matter, pursuant to Federal Rules of
28 Civil Procedure Rule 41, as follows:

(1) Sign and enter as the final Judgment of this Court the enclosed Judgment as to Sections III. D. and IV. 3. of the Court's ruling on the parties' motions for summary judgment entered September 30, 2014 (Order: (1) Granting in Part and Denying in Part Defendants' Motion for Partial Summary Judgment [Doc. 42]; (2) Granting in Part and Denying in Part Plaintiffs' Motion for Partial Summary Judgment Against the Individual Defendants [Doc. 45]; and (3) Granting Plaintiffs' Motion for Partial Summary Judgment Against The County Defendants [Doc. 46]) (Doc 76);

(2) Dismiss all claims against Defendants Maya Bryson, Wendy Curiel, Kelly Rollins, and Susan Solis with prejudice; and

(3) Dismiss claims of Assault, Battery, False Imprisonment, Intentional Infliction of Emotional Distress, and violation of State Civil Rights (Civil Code §§ 43 and 52.1) against Defendant County of San Diego with prejudice.

Dated: March 23, 2015 THOMAS E. MONTGOMERY, County Counsel

By: /s/ David L. Brodie
~~DAVID L. BRODIE~~, Senior Deputy
 Attorneys for Defendants

Dated: March 23, 2015 LAW OFFICES OF PAUL W. LEEHEY

By: /s/ Paul W. Leehey
 Paul W. Leehey, Esq.
 Attorney for Plaintiffs

I, PAUL W. LEEHEY, hereby certify that the content of this joint motion is acceptable to all parties required to sign this joint motion. All parties authorize Plaintiffs Counsel to affix their CM/ECF electronic signature to this joint motion.

Dated: March 23, 2015 LAW OFFICES OF PAUL W. LEEHEY

By: /s/ Paul W. Leehey
 Paul W. Leehey, Esq.
 Attorney for Plaintiffs